

AMENDED

No 41554

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 20 1980  
 Returned to applicant for correction JUL 23 1980  
 Correction application filed SEP 17 1980  
 Map filed SEP 17 1980

The applicant James T. Barnett  
 4445 Sierra Madre Drive, of Reno  
 Nevada 89502  
 hereby make application for permission to appropriate the public  
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
 tion; if a copartnership or association, give names of members.)

- The source of the proposed appropriation is PIUTE CREEK  
Name of stream, lake, spring, underground or other source
- The amount of water applied for is 1.0 cfs As/phone Elmer Plummer 10/6/80 second-foot  
One second-foot equals 448.83 gals. per min.  
 (a) If stored in reservoir give number of acre-feet 1 Acre Feet
- The water to be used for Irrigation and Domestic Use  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
- If use is for:  
 (a) Irrigation, state number of acres to be irrigated: 50  
 (b) Stockwater, state number and kinds of animals to be watered:  
 (c) Other use (describe fully under "No. 12. Remarks")  
 (d) Power:  
 (1) Horsepower developed  
 (2) Point of return of water to stream On Parcel described on back
- The water is to be diverted from its source at the following point: NE 1/4 NW 1/4 Section 18, T. 22N.,  
Describe as being within a 40-acre subdivision of public  
 R. 22E., M.D.M., N 15°00'00"E, 515 Feet tied to the N 1/4 of said section  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
 18. As/phone Elmer Plummer 10/6/80 letter to follow
- Place of use Portion East one half of the NW 1/4 Section 18 T. 22N., R. 22E.,  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
 M.D.M. Being a parcel No. 18-2-2-2 as shown on survey map No. 1022  
 filed a Washoe County Records Office December 13, 1976, File No.  
 439204
- Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
 specifications of your diversion or storage works.) Proposed dam on Piute Creek,  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
 approximately 6 feet high, reservoir will contain approximately 1 AC.  
flumes, drilled well with pump and motor, etc. FT., with overflow back into Piute Creek.
- Estimated cost of works \$1,000.00

10. Estimated time required to construct works 1 year  
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/Elmer J. Plummer #566 (agent)  
2890 Vassar  
Reno, NV. 89502

Compared bc/bl

Protested 10/23/80 by MCO Properties, Inc.

**DENIAL OF STATE ENGINEER**

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ the same, subject to the following limitations and conditions:

The grounds of the protests under Applications 39277 and 41554 pertaining to Piute Creek being fully appropriated have been fully considered by the State Engineer. Therefore, Applications 39277, 41389, 41554 and 49928 are herewith denied on the grounds that there is no unappropriated water at the proposed source, and that they would conflict with existing rights, and it would be detrimental to the public interest to grant additional rights on Piute Creek. No ruling is made on the grounds of the other protests.

Application 42755 is herewith denied on the grounds that it would not be in the public interest to grant a permit on sources of water where there would not be sufficient water flow to ensure the customary use by wildlife as required under NRS 533.367.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_.

Proof of completion of work shall be filed before \_\_\_\_\_.

Application of water to beneficial use shall be filed on or before \_\_\_\_\_.

Proof of the application of water to beneficial use shall be filed on or before \_\_\_\_\_.

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_.

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 23rd day of March

A.D. 94

*[Signature]*  
 State Engineer